



Saint Louis County

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Barbara Hayden
Director

SUMMARY

SUMMARY OF JULY 19, 2011 BOARD OF ADJUSTMENT MEETING, 9:00 AM – 12:10 PM, NORTHLAND OFFICE CENTER, VIRGINIA, MINNESOTA.

BOA MEMBERS PRESENT: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay - 6
BOA MEMBERS ABSENT: Klun - 1

APPROVAL OF MINUTES FROM JUNE 14, 2011 MEETING:

In favor: Coombe, Filipovich, Peterson, Pollock, Werschay - 5

Opposed: None – 0

Abstained: Johnson – 1 (Johnson was not present at the June hearing)

COMMUNICATIONS: New mileage information was included in packets. As of July 1, 2011 the mileage rate is .555 cents per mile.

INTERPRETATIONS: None.

NEW CASES:

Case 5820 – Ron Wiiliainen (S6, T54N, R21W, Cedar Valley)

Approved an after-the-fact variance to allow a 12 foot by 14 foot addition to a nonconforming accessory structure to remain, with the following conditions:

1. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.
2. No further structures shall be allowed in the shore impact zone.

Motion by Coombe/Pollock

In Favor: Coombe, Filipovich, Johnson, Pollock – 4

Opposed: Peterson, Werschay - 2

Motion carried 4-2

Case 5821 – Joe Leoni and Dani Raze (S34, T58N, R16W, Biwabik)

Approved a variance to allow a principal structure at 48 percent of lot width, due to the fact that if the applicants were required to construct a detached garage, the garage would infringe more on the side property line. The following conditions shall apply:

1. Demolition debris from the destroyed structures shall be disposed of in a manner acceptable to the St. Louis County Environmental Services Department.
2. Stormwater shall be directed away from the lake during construction.
3. A plan to enhance vegetation and protect the shore impact zone shall be submitted, approved by the county prior to the issuance of the land use permit, and shall be implemented no later than July 1, 2012.

Motion by Filipovich/Pollock

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5822 – Donna Marks (S20, T60N, R21W, French)

Approved a variance to allow a 22 foot by 26 foot accessory structure with reduced side yard, road centerline, septic system and right-of-way setbacks and building coverage, due to the fact that the applicants are only increasing total lot coverage by two percent, after removing an existing shed and an old privy which will be beneficial to the County. The following conditions shall apply:

1. Demolition debris from the destroyed structures shall be disposed of in a manner acceptable to the St. Louis County Environmental Services department.
2. Stormwater shall be directed away from the lake during construction.
3. The existing privy shall be properly abandoned per St. Louis County Environmental Services requirements.

Motion by Werschay/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5823 – Steve Hill (S25, T63N, R18W, Beatty)

Denied a variance with staff's recommendations and conclusions to allow the construction of an addition to an existing boathouse, due to the fact that the addition would result in the boathouse being larger than allowed by ordinance and shoreland regulations.

Motion by Peterson/Filipovich

In Favor: Filipovich, Johnson, Peterson, Pollock – 4

Opposed: Coombe, Werschay - 2

Motion carried 4-2

Case 5824 – William Parish (S25, T61N, R13W, unorganized)

Approved a variance with staff's recommendations and conclusions to construct a 29 foot high dwelling 88 feet from the OHWL of Birch Lake with the following condition:

1. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.

Motion by Werschay/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5825 – Dan Hartel (S5, T53N, R16W, unorganized)

Approved a variance with staff's recommendations and conclusions to allow a new dwelling with a lake setback of 50 feet from the OHWL, a maximum building footprint that is 18 percent of the lot area, maximum lot coverage of 26 percent and a 10 foot setback from the north property line, with the following conditions:

1. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.
2. A plan to enhance vegetation and protect the shore impact zone shall be submitted, approved by the county prior to the issuance of a land use permit, and shall be implemented by the property owner no later than one year from the date the land use permit is issued.
3. All demolition material and other waste shall be disposed of in a manner acceptable to St. Louis County Environmental Services department.

Motion by Coombe/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5826 – Bradley Davis (S31, T51N, R16W, Grand Lake)

Approved a variance with staff's recommendations and conclusions to allow a 68 foot wide principal structure at reduced side yard, rear yard, road centerline and shoreline setbacks and to allow the structure to be built on an undersized lot. The condition for the previous variance, 3568H, stating "No further development be allowed on the property" shall be rescinded.

Motion by Coombe/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5827 – Blaine R. Amundson (S14, T53N, R13W, North Star)

Approved a variance with staff's recommendations and conclusions to allow an accessory structure with a 50.53 foot road centerline setback.

Motion by Filipovich/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5828 – Scott Staples (S36, T56N, R15W, Colvin)

Approved a variance with staff's recommendations and conclusions to allow a 24 foot by 32 foot accessory structure with a 33 foot road centerline and 24 foot right-of-way setback with the following conditions:

1. The requirements of the Minnesota Wetland Conservation Act shall be followed.
2. An erosion control plan shall be submitted, approved by the Planning and Community Development Director and implemented prior to issuance of the land use permit.
3. The stormwater runoff from the proposed structure shall not directly discharge onto the road or on adjacent lots.

Motion by Werschay/Peterson

In Favor: Coombe, Filipovich, Johnson, Peterson, Pollock, Werschay – 6

Opposed: None – 0

Motion carried 6-0

Case 5829 – Ron Barg (S20, T69N, R21W, Kabetogama)

Approved a variance with staff's recommendations and conclusions to allow a 24 foot by 24 foot accessory structure at a 35 foot road centerline and 20 foot road right of way setback(s) with the following conditions:

1. The structure shall be unobtrusive (earth-tone) colors, including siding, trim and roof.
2. The stormwater runoff from the proposed structure shall not directly discharge into the road or on adjacent lots.
3. A water meter shall be installed prior to the issuance of a land use permit for the accessory building.

Motion by Filipovich/Pollock

In Favor: Filipovich, Johnson, Peterson, Pollock, Werschay – 5

Opposed: Coombe – 1

Motion carried 5-1